



any of the conditions thereof, provided that for a first violation of the conditions thereof the permit shall be subject to suspension only.

- 5. In consideration of the violations described in paragraph number two (2), above, both parties agree to a two (2) consecutive day suspension of Better Brands' Wholesaler's Basic Permit Number [REDACTED]. The parties further agree that said suspension will be served by Better Brands on January 19 and 20, 2007. Better Brands agrees that it will not engage in any business operations authorized under its basic permit for the duration of the suspension.
- 6. Pursuant to 27 C.F.R. § 71.71, Better Brands waives its right to a hearing before an administrative law judge, and agrees that the Assistant Administrator, Field Operations, TTB, has authority pursuant to 27 U.S.C. § 204(e) to suspend Better Brands' basic permit for the above referenced violation thereof.
- 7. Better Brands agrees not to contest or to appeal the provisions of this settlement agreement.

**ACCORDINGLY**, this Stipulation and Agreement becomes effective upon the execution thereof by both parties to this Agreement. Upon successful completion by the permittee of the suspension, this pending matter will be dismissed.

[REDACTED]

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President, Better Brands Distributing, Inc.

1/18/07

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Date

[REDACTED]

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Thomas R. Crone  
 Assistant Administrator, Field Operations  
 Alcohol and Tobacco Tax and Trade Bureau

1/3/07

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Date